

Chapter 94
PLANNING¹

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¹ **Cross references:** Administration, ch. 2; buildings and building regulations, ch. 18; flood area zoning, ch. 54; historic preservation, ch. 62; streets, sidewalks and other public places, ch. 106; subdivisions, ch. 110; utilities, ch. 126; zoning, ch. 130; manufactured homes and trailers, § 130-1241.

ARTICLE I. IN GENERAL

Secs. 94-1--94-30. Reserved.

ARTICLE II. PLAN COMMISSION²

Sec. 94-31. How constituted.

The plan commission shall consist of seven members, to include the mayor as presiding officer, two alderpersons and four citizens appointed by the mayor. Citizen members shall be persons of recognized experience and qualifications.

(Code 1986, § 17.14(1); Ord. No. 2001-3, § 1(17.14(1)), 4-10-2001, Ord. 2007-5)

Sec. 94-32. Term of office.

The term of each member of the commission other than the mayor and alderpersons shall be for three years on a staggered basis. The mayor's term shall be for two years. The alderpersons' terms shall be for one year. The terms shall expire on the third Tuesday in April of the appropriate year.

(Code 1986, § 17.14(2); Ord. No. 2001-3, § 2(17.14(2)), 4-10-2001, Ord. 2006-18, Ord. 2007-5)

Sec. 94-33. Reserved³.

Sec. 94-34. Oath of members.

Citizen members of the plan commission shall take the official oath required by Wis. Stats. § 19.01, which shall be filed with the city clerk-treasurer.

(Code 1986, § 17.14(4))

Sec. 94-35. Compensation of members.

The members of the plan commission shall be compensated as determined by the city council.

(Code 1986, § 17.14(5))

Sec. 94-36. Officers; rules of procedure.

The city plan commission shall organize annually at its first meeting in May by the election of a vice-chairperson, secretary and such other officers as may, in their judgment, be necessary. The commission may also formulate any lawful rules for its operation and procedures in accordance with city council rules.

(Code 1986, § 17.14(6))

Sec. 94-37. Vacancies.

All vacancies on the city plan commission shall be filled for the unexpired term in the same manner as appointment for the full term.

² **Cross references:** Boards, commissions and committees, § 2-191 et seq.

³ **Editor's note:** Ord. No. 2001-3, § 3, adopted April 10, 2001, repealed § 94-33, which pertained to qualifications for members of the planning commission and derived from the Code of 1986, § 17.14(3).

(Code 1986, § 17.14(7))

Sec. 94-38. Removal of members.

Any member of the plan commission shall be removed by the mayor for cause upon written charges and after a public hearing.

(Code 1986, § 17.14(8))

Sec. 94-39. Meetings.

Regular meetings of the plan commission shall be held at least monthly as specifically determined by the plan commission. Special meetings may be called by the presiding officer or upon written request of two committee members. Notice of special meeting shall be given by personal service to all members at least 24 hours prior to the called special meeting. Minutes shall be kept by the secretary and filed with the city clerk-treasurer.

(Code 1986, § 17.14(9))

Sec. 94-40. Quorum.

Four members of the plan commission shall constitute a quorum to transact any business, but all actions shall require the affirmative approval of a majority of all of the members of the plan commission.

(Code 1986, § 17.14(10))

Sec. 94-41. Matters to be referred to commission.

The city council or other public body or officer of the city having authority thereon shall refer to the city plan commission, for its consideration and report before final action is taken by the city council or public body or officer, the following matters:

- (1) The location and architectural design of any public building.
- (2) The location of any statue or other memorial.
- (3) The location, acceptance, extension, alteration, vacation, abandonment, change of use, sale, acquisition of land for, or lease of land for any street, alley or other public way, park, playground, airport, area for parking facilities or other memorial or public grounds.
- (4) The location, extension, abandonment or authorization for any public utility, whether public or privately owned.
- (5) All plats of land in the city or within the territory over which the city is given platting jurisdiction by Wis. Stats. ch. 236.
- (6) The location, character and extent or acquisition, leasing or sale of lands for public or semipublic housing, slum clearance, relief of congestion or vacation camps for children.

- (7) The amendment or repeal of any ordinance adopted pursuant to chapter 130. Unless such report is made within 30 days or such longer period as may be stipulated by the city council, the council or other public body or officer may take final action without it.

(Code 1986, § 17.14(11))

Sec. 94-42. Powers and duties.

The plan commission shall exercise such powers and have such duties as are provided in Wis. Stats. § 62.23 and this Code.

(Code 1986, § 17.14(12))

Secs. 94-43--94-70. Reserved.

ARTICLE III. ECONOMIC DEVELOPMENT COMMITTEE⁴

Sec. 94-71. Membership.

The economic development committee shall consist of seven members, two of whom shall be members of the city council, who shall be appointed, on the third Tuesday of April, by the mayor subject to the confirmation by the common council.

(Code 1986, § 1.146(1), Ord. 2006-18)

Sec. 94-72. Term of members.

(a) *Alderpersion members.* The alderperson members of the economic development committee shall be appointed for a one-year term expiring on the third Tuesday of April of each year.

(b) *Citizen members.* The citizen members shall be appointed for staggered terms of three years. Citizen members shall be appointed on the third Tuesday in April, for terms which shall expire on the third Tuesday in April of the appropriate year.

(Code 1986, § 1.146(2), Ord. 2006-18)

Sec. 94-73. Qualifications of members.

All citizen members of the economic development committee shall be persons with recognized experience and qualifications and shall hold office until their respective successors are selected and qualified.

(Code 1986, § 1.146(3))

⁴ **Cross references:** Boards, commissions and committees, § 2-191 et seq.

Sec. 94-74. Oaths of members.

Citizen members of the economic development committee shall take the official oath required by Wis. Stats. § 19.01, which shall be filed with the city clerk-treasurer.

(Code 1986, § 1.146(4))

Sec. 94-75. Compensation of members.

The members of the economic development committee shall be compensated as determined by the city council.

(Code 1986, § 1.146(5))

Sec. 94-76. Officers; rules of procedure.

The economic development committee shall organize annually at its first meeting in May by the election of a chairperson, who shall be one of the two city council members, a secretary and such other officers as may, in the committee's judgment, be necessary. The committee shall also formulate any lawful rules for its operation and procedures in accordance with city council rules.

(Code 1986, § 1.146(6))

Sec. 94-77. Vacancies.

All vacancies on the economic development committee shall be filled for the unexpired term in the same manner as appointment for the full term.

(Code 1986, § 1.146(7))

Sec. 94-78. Removal of members.

Any member of the economic development committee shall be removed by the mayor for cause.

(Code 1986, § 1.146(8))

Sec. 94-79. Meetings.

Regular meetings of the economic development committee shall be held at least monthly as specifically determined by the economic development committee. Special meetings may be called by the presiding officer or upon written request of two committee members. Notice of special meetings shall be given by personal service to all members at least 24 hours prior to the called special meeting. Minutes shall be kept by the secretary and filed with the city clerk-treasurer.

(Code 1986, § 1.146(9))

Sec. 94-80. Quorum.

Four members of the economic development committee shall constitute a quorum to transact any business, but all actions shall require the affirmative approval of a majority of all of the members of the economic development committee.

(Code 1986, § 1.146(10))

Sec. 94-81. Powers and duties.

The mission of the economic development committee is determined to be as follows:

- (1) Develop a regional business environment conducive to the retention and expansion of existing business and attraction of new business community members.
- (2) Develop appropriate criteria and standards for identifying and evaluating industrial and business sites and make recommendations for development of those sites.
- (3) Develop and compile information for business promotion literature.
- (4) Organize and carry out business attraction presentations.
- (5) Cooperate with federal, state and local agencies in pursuing the objective of business retention and expansion.
- (6) Develop and recommend ordinances, legislation and programs and otherwise provide information on economic development to the city council.
- (7) Promote public education, interest and support for business retention and expansion.
- (8) Carry out such other duties as may be directed by the city council.

(Code 1986, § 1.146(11))

Secs. 94-82--94-100. Reserved.**ARTICLE IV. COMPREHENSIVE PLAN****Sec. 94-101. Application fee for submitting an application to amend a future land use map.**

For all amendments to a future land use map that are not initiated by the Evansville Plan Commission, the Mayor, or the Common Council, an application fee, as set by the Common Council by resolution, shall be submitted at the time of the application. The Common Council by resolution shall establish and from time to time may amend the amount of the fee, which shall be set forth in appendix A. Revenue from this fee shall be an unrestricted General Fund Source.

(Ord. 2006-17)